

Compilation of list.

Inscription of name
on memorial.

Rules and regula-
tions.

Preservation of rec-
ords.

Repeals.

of the Army is authorized and directed to furnish appropriate Government headstones or markers for the unmarked graves of soldiers of the Union and Confederate Armies of the Civil War, and for the unmarked graves of all members of the armed forces of the United States dying in the service, or former members whose last service terminated honorably; and for all unmarked graves in post and national cemeteries. The Secretary of the Army, the Secretary of the Navy, and the Secretary of the Air Force are authorized and directed to compile a list of the names of all members of the armed forces of the United States who died while serving in such forces in the overseas theaters of operations on or after September 3, 1939, and whose bodies have not been recovered or identified or have been buried at sea. Upon the compilation of such list of names and other appropriate data, the American Battle Monuments Commission and the Secretary of the Army are authorized and directed to provide for the inscribing of each such name and pertinent data with respect to the individual on the wall of a chapel or other appropriate memorial erected by the American Battle Monuments Commission or by the Department of the Army. In determining the particular chapel or other memorial on the wall of which any particular name shall be inscribed, the Commission and the Secretary shall follow the general rule of having the name inscribed upon the wall of that chapel or other memorial which is appropriate in view of the circumstances under which the deceased died in the service of his country.

SEC. 2. The Secretary of the Army is authorized and directed to make rules and regulations concerning the type, design, weight, and size of headstones erected in all cemeteries under his control and jurisdiction, and of all headstones or markers furnished pursuant to the provisions of this Act.

SEC. 3. The Secretary of the Army shall cause to be preserved in the records of his office, the names when known, and places of burial of all persons for whom headstones or markers are authorized by section 1 of this Act. The rank, organization, date of death, and such other information as the Secretary of the Army prescribes shall be included in the record.

SEC. 4. The following laws are hereby repealed: Act of February 3, 1879 (ch. 44, 20 Stat. 281, U. S. C., title 24, sec. 280); Act of February 26, 1929 (ch. 324, 45 Stat. 1307, U. S. C., title 24, sec. 280a); Act of April 18, 1940 (ch. 109, 54 Stat. 142, U. S. C., title 24, sec. 280b).

Approved July 1, 1948.

[CHAPTER 792]

AN ACT

To amend the Civil Aeronautics Act of 1938 by redefining certain powers of the Administrator, by authorizing delegation of certain powers by the Civil Aeronautics Board to the Administrator, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 302 (a) of the Civil Aeronautics Act of 1938, as amended, is amended to read as follows:

"GENERAL

"SEC. 302. (a) The Administrator is authorized and directed to designate and establish such civil airways as may be required in the public interest. The Administrator is authorized, within the limits of available appropriations made by the Congress, (1) to acquire, establish, and improve air-navigation facilities wherever necessary; (2) to operate and maintain such air-navigation facilities; (3) to

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[H. R. 4436]

[Public Law 872]

Civil Aeronautics
Act of 1938, amend-
ment.

52 Stat. 985.

49 U. S. C. § 452 (a).

Ante, p. 1093.

Civil airways.

arrange for publication of aeronautical maps and charts necessary for the safe and efficient movement of aircraft in civil air navigation utilizing the facilities and assistance of existing agencies of the Government so far as practicable; and (4) to provide necessary facilities and personnel for the regulation and protection of air traffic. In exercising the authority granted in this subsection, the Administrator shall give full consideration to the requirements of National Defense."

SEC. 2. Section 302 of the Civil Aeronautics Act of 1938, as amended, is amended by striking out subsection (c) of such section and by inserting in lieu thereof the following subsections:

52 Stat. 985.
49 U. S. C. § 452 (c).

"ACQUISITION AND DISPOSAL OF PROPERTY

"(c) The Administrator, on behalf of the United States, is authorized, where appropriate to carry out this section, (1) to accept any conditional or unconditional gift or donation of money or other property, real or personal, or of services; (2) within the limits of available appropriations made by the Congress therefor, to acquire by purchase, condemnation, lease, or otherwise, real property or interests therein, including, in the case of air-navigation facilities (including airports) owned by the United States and operated under the direction of the Administrator, easements through or other interests in airspace immediately adjacent thereto and needed in connection therewith; and (3) for adequate compensation, by sale, lease, or otherwise, to dispose of any real or personal property or interests therein, so acquired. Any such acquisition by condemnation may be made in accordance with the provisions of the Act of August 1, 1888 (40 U. S. C. 257; 25 Stat. 357), the Act of February 26, 1931 (40 U. S. C. 258a-258e; 46 Stat. 1421), or any other applicable Act of Congress: *Provided*, That in the case of condemnations of easements through or other interests in airspace, in fixing condemnation awards, consideration may be given to the reasonable probable future use of the underlying land."

Acceptance of gifts,
etc.

Ante, p. 986.

SEC. 3. Title III of the Civil Aeronautics Act of 1938, as amended, is amended by adding at the end thereof a new section as follows:

52 Stat. 985.
49 U. S. C. §§ 451
458.
Ante, p. 1003.

"POWER TO CONDUCT HEARINGS AND INVESTIGATIONS

"SEC. 309. In the conduct of any public hearings or investigation authorized by this Act or by the Federal Airport Act, the Administrator or any duly designated examiner shall have the same powers to take evidence, issue subpoenas, take depositions, and compel testimony as are vested in members of the Board and its duly designated examiners by section 1004 of this Act. Actions of the Administrator or his examiners in such cases shall be governed by the procedures specified in section 1004, and be enforced in the manner provided therein."

SEC. 4. Section 601 of the Civil Aeronautics Act of 1938, as amended, is amended by adding thereto a new subsection as follows:

60 Stat. 170.
49 U. S. C. §§ 1101-
1119.
Ante, pp. 173, 1111.

52 Stat. 1021.
49 U. S. C. § 644.

52 Stat. 1007.
49 U. S. C. § 551.

"Delegation of Authority

"(c) The Civil Aeronautics Board, subject to such terms, conditions, and limitations as the Board may specify, is empowered to delegate to the Administrator the power or authority to prescribe rules, regulations, and standards under this title and to perform functions authorized under section 702 of this Act. The Board may modify, suspend, revoke, or terminate such power or authority so delegated by it to the Administrator and may prescribe by rules and regulations such provisions and procedures for review of actions taken by the Administrator under authority delegated hereunder as it may deem

52 Stat. 1013.
49 U. S. C. § 582.

necessary and appropriate in the public interest. Except as specifically provided in the rules and regulations of the Board, the filing of a petition for review shall not excuse any person from complying with the action of the Administrator nor operate in any manner to stay the enforcement of such action: *Provided*, That nothing in this subsection shall be construed as amending, modifying, or repealing any provision of the Administrative Procedure Act."

Approved July 1, 1948.

[CHAPTER 793]

AN ACT

Authorizing a per capita payment of \$50 each to the members of the Red Lake Band of Chippewa Indians from the proceeds of the sale of timber and lumber on the Red Lake Reservation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior be, and he is hereby, authorized to withdraw as much as may be necessary from the fund on deposit in the Treasury of the United States arising from the proceeds of the sale of timber and lumber within the Red Lake Reservation in Minnesota, according to the provisions of the Act of May 18, 1916 (39 Stat. L. 137), to the credit of the Red Lake Indians in Minnesota, and to make therefrom a per capita payment or distribution of \$50 to each of the members of the Red Lake Band of Chippewa Indians of the State of Minnesota, living at the date of the passage of this Act, immediately payable upon the passage of this Act, under such rules and regulations as the said Secretary may prescribe: *Provided*, That the money paid to the Indians as authorized herein shall not be subject to any lien or claim of attorneys or other parties: *Provided further*, That before any payment is made hereunder, the Red Lake Band of Chippewa Indians in Minnesota shall, in such manner as may be prescribed by the Secretary of the Interior, ratify the provisions of this Act and accept same.

Approved July 1, 1948.

[CHAPTER 794]

AN ACT

To amend the Trading With the Enemy Act.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 33 of the Trading With the Enemy Act (40 Stat. 411), as amended, is hereby further amended to read as follows:

"SEC. 33. No return may be made pursuant to section 9 or 32 unless notice of claim has been filed: (a) in the case of any property or interest acquired by the United States prior to December 18, 1941, by August 9, 1948; or (b) in the case of any property or interest acquired by the United States on or after December 18, 1941, by April 30, 1949, or two years from the vesting of the property or interest in respect of which the claim is made, whichever is later. No suit pursuant to section 9 may be instituted after April 30, 1949, or after the expiration of two years from the date of the seizure by or vesting in the Alien Property Custodian, as the case may be, of the property or interest in respect of which relief is sought, whichever is later, but in computing such two years there shall be excluded any period during which there was pending a suit or claim for return pursuant to section 9 or 32 (a) hereof."

Approved July 1, 1948.

60 Stat. 237.
5 U. S. C. §§ 1001-
1011; Supp. I, § 1001.
Ante, p. 99.

July 1, 1948
[H. R. 5355]
[Public Law 873]

Red Lake Band of
Chippewa Indians,
Minn.
Per capita payment.
Ante, p. 1040.

July 1, 1948
[H. R. 6116]
[Public Law 874]

50 U. S. C., Supp. I,
app. § 33.

Notice of claim for
return.

40 Stat. 419; 60 Stat.

50.
50 U. S. C. app. § 9;
Supp. I, §§ 9 note, 32.

Suits.